

CITY COUNCIL MINUTES
NORMAN UTILITIES AUTHORITY MINUTES
NORMAN MUNICIPAL AUTHORITY MINUTES
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES

September 22, 2009

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 22nd day of September, 2009, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
ABSENT:	Councilmember Ezzell

The Pledge of Allegiance was led by Jefferson Elementary Students.

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Item 3, being:

PRESENTATION OF THE MAYOR'S CITIZENSHIP AWARDS TO STUDENTS FROM JEFFERSON ELEMENTARY SCHOOL.

Mayor Rosenthal and Councilmember Griffith presented Citizenship Awards to Amir AbuZaid, Estreya Angeles, Nicky Bacher, Kinsey Brown, Aston Burch, Lacey Hallet Carpenter, Abri Clouse, Gabriella Garza, Keely Hunt, Liam Hunt, Alexa McGinnis, Maria Nairn, Madison Roberts, Lauren Sager, Reed Schuchman, Lucy Sieck, Lily Staadt, Danielle Wagner, and Jason Warrick. Ms. Kathy Taber, Principal of Jefferson Elementary School, said the students were selected by their teachers as representatives of good citizens of Jefferson Elementary School.

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Item 4, being:

CONSENT DOCKET

Councilmember Kovach moved that Item 5 through Item 25 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Butler; and the question being upon the placement on the consent docket by unanimous vote of Item 5 through Item 25, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Item 5 through Item 25 were placed on the consent docket by unanimous vote.

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Item 5, being:

- CITY COUNCIL SPECIAL SESSION MINUTES OF AUGUST 29, 2009
- CITY COUNCIL STUDY SESSION MINUTES OF SEPTEMBER 1, 2009
- CITY COUNCIL CONFERENCE MINUTES OF SEPTEMBER 2, 2009
- CITY COUNCIL CONFERENCE MINUTES OF SEPTEMBER 8, 2009
- CITY COUNCIL MINUTES OF SEPTEMBER 8, 2009
- NORMAN UTILITIES AUTHORITY MINUTES OF SEPTEMBER 8, 2009
- NORMAN MUNICIPAL AUTHORITY MINUTES OF SEPTEMBER 8, 2009
- NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF SEPTEMBER 8, 2009

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Kovach moved that the minutes be approved and the filing thereof be directed, which motion was duly seconded by Councilmember Butler;

Item 5, continued:

Items submitted for the record

- 1. City Council Special Session minutes of August 29, 2009
- 2. City Council Study Session minutes of September 1, 2009
- 3. City Council Conference minutes of September 2, 2009
- 4. City Council Conference minutes of September 8, 2009
- 5. City Council minutes of September 8, 2009
- 6. Norman Utilities Authority minutes of September 8, 2009
- 7. Norman Municipal Authority minutes of September 8, 2009
- 8. Norman Tax Increment Finance Authority minutes of September 8, 2009

and the question being upon approving the minutes and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the minutes approved; and the filing thereof was directed.

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Item 6, being:

SUBMISSION OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF AUGUST 30, 2009.

Councilmember Kovach moved that receipt of the report be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Finance Director's Investment Report of August 30, 2009

and the question being upon acknowledging receipt of the report and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 7, being:

SUBMISSION OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF AUGUST, 2009.

Councilmember Kovach moved that receipt of the reports be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Monthly Departmental Reports for the month of August, 2009

and the question being upon acknowledging receipt of the reports and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and receipt of the reports acknowledged; and the filing thereof was directed.

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Item 8, being:

CONSIDERATION OF A FINAL PLAT FOR IMMANUEL BAPTIST CHURCH ADDITION AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN.

Councilmember Kovach moved that the final plat be approved; the public dedications contained within the plat be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee’s acceptance of all required public improvements; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 4, 2009, from Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
- 2. Location map
- 3. Preliminary plat
- 4. Site plan
- 5. Final plat
- 6. Staff Report dated October 9, 2008, recommending approval
- 7. Pertinent excerpts from Planning Commission minutes of October 9, 2008

and the question being upon approving the final plat and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the final plat approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee’s acceptance of all required public improvements, and the filing of the final plat was directed.

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Item 9, being:

REVOCABLE PERMIT NO. 0910-2: A REVOCABLE PERMIT TO OCCUPY STREET RIGHT-OF-WAY FOR THE OKLAHOMA ARMY NATIONAL GUARD TO ALLOW CONSTRUCTION OF DIRECTIONAL SIGNAGE IN THE DRIVEWAY APPROACH LOCATED ON THE NORTH SIDE OF TECUMSEH ROAD JUST EAST OF INTERSTATE 35.

Councilmember Kovach moved that Revocable Permit No. 0910-2 to Occupy Street Right-Of-Way on the north side of Tecumseh Road just east of Interstate 35 for the Oklahoma Army National Guard be approved, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 10, 2009, from Bob Hanger, City Engineer, to Honorable Mayor and Councilmembers
- 2. Revocable Permit No. 0910-2 to Occupy Street Right-Of-Way for the Oklahoma Army National Guard
- 3. Location maps
- 4. Signage concepts

and the question being upon approving Revocable Permit No. 0910-2 to Occupy Street Right-Of-Way on the north side of Tecumseh Road just east of Interstate 35 for the Oklahoma Army National Guard, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Revocable Permit No. 0910-2 to Occupy Street Right-Of-Way on the north side of Tecumseh Road just east of Interstate 35 for the Oklahoma Army National Guard was approved.

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Item 10, being:

LIMITED LICENSE NO. 0910-3: LIMITED LICENSE TO PLACE SEVEN (7) GROUND BANNERS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM SECOND CHANCE ANIMAL SANCTUARY FOR THE DOG DAY AFTERNOON ADOPTION EVENT TO BE HELD ON SUNDAY, OCTOBER 25, 2009.

Councilmember Kovach moved that Limited License No. 0910-3 to place seven (7) ground banners within the public rights-of-way pursuant to a request from Second Chance Animal Sanctuary be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 11, 2009, from Doug Koscinski, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers, Norman City Council
- 2. Application for Limited License dated August 27, 2009, for seven ground banners from Matt Swain, Second Chance Animal Sanctuary
- 3. Limited License No. 0910-3

and the question being upon approving Limited License No. 0910-3 to place seven (7) ground banners within the public rights-of-way pursuant to a request from Second Chance Animal Sanctuary and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Limited License No. 0910-3 to place seven (7) ground banners within the public rights-of-way pursuant to a request from Second Chance Animal Sanctuary approved; and the issuance thereof was authorized.

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LIMITED LICENSE NO. 0910-4: LIMITED LICENSE TO PLACE ONE (1) GROUND BANNER AND FOUR (4) SIGNS WITHIN THE PUBLIC RIGHTS-OF-WAY PURSUANT TO A REQUEST FROM THE FRIENDS OF THE NORMAN LIBRARY FOR THE ANNUAL BOOK SALE TO BE HELD OCTOBER 23 THROUGH 26, 2009.

Councilmember Kovach moved that Limited License No. 0910-4 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library be approved and the issuance thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 11, 2009, from Doug Koscinski, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers, Norman City Council
- 2. Letter of request dated September 8, 2009, from Simon H. Rudnick, 2009 Book Sale Co-Chair, Friends of the Norman Library, to Brenda Hall, City Clerk
- 3. Application for Limited License dated September 8, 2009, for one banner and four signs from Simon H. Rudnick for the Friends of the Norman Library
- 4. Location map
- 5. Limited License No. 0910-4

and the question being upon approving Limited License No. 0910-4 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Limited License No. 0910-4 to place one (1) ground banner and four (4) signs within the public rights-of-way pursuant to a request from the Friends of the Norman Library approved; and the issuance thereof was authorized.

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Item 12, being:

CHANGE ORDER NO. ONE TO CONTRACT NO. K-0809-106: BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND JORDAN CONTRACTORS, INC., INCREASING THE CONTRACT AMOUNT BY \$56,116 FOR THE LIFT STATION D FORCE MAIN REPLACEMENT PROJECT, FINAL ACCEPTANCE OF THE PROJECT, AND BUDGET APPROPRIATION.

Acting as the Norman Utilities Authority, Trustee Kovach moved that Change Order No. One to Contract No. K-0809-106 with Jordan Contractors, Inc., increasing the contract amount by \$56,116 be approved; the execution thereof be authorized; the project be accepted; final payment in the amount of \$77,947.30 be directed to Jordan Contractors, Inc.; and \$8,298 be appropriated from the Sewer Excise Tax Fund Balance (322-0000-253.20-00) to Project No. WW0091, Lift Station D Force Main Replacement, Construction (322-9234-432.61-01), which motion was duly seconded by Trustee Butler;

- Items submitted for the record
1.

Memorandum dated September 8, 2009, from Mark Daniels, Utilities Engineer, to Norman Utilities Authority
2.

Change Order No. One to Contract No. K-0809-106
3.

Purchase Order No. 171942 dated April 24, 2009 in the amount of \$373,071 adding Change Order No. One in the amount of \$56,116 and subtracting partial payments totaling \$351,239.70 leaving a balance of \$77,947.30
- Participants in discussion
1.

Mr. Jim Stanley, 3922 Pine Tree Circle, asked questions
2.

Mr. Mark Daniels, Utilities Engineer

and the question being upon approving Change Order No. One to Contract No. K-0809-106 with Jordan Contractors, Inc., increasing the contract amount by \$56,116 and upon the subsequent authorization, acceptance, directive, and appropriation, a vote was taken with the following result:

YEAS:

Trustees Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Chairman Rosenthal

NAYES:

None

The Chairman declared the motion carried and Change Order No. One to Contract No. K-0809-106 with Jordan Contractors, Inc., increasing the contract amount by \$56,116 approved; the execution thereof was authorized; the project was accepted; final payment in the amount of \$77,947.30 was directed to Jordan Contractors, Inc.; and \$8,298 was appropriated from the Sewer Excise Tax Fund Balance (322-0000-253.20-00) to Project No. WW0091, Lift Station D Force Main Replacement, Construction (322-9234-432.61-01).

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Item 13, being:

CONSIDERATION OF FINAL ACCEPTANCE AND PAYMENT OF CONTRACT NO. K-0809-107 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND RJR ENTERPRISES, INC., FOR COLONIAL ESTATES SPLASH PAD PROJECT.

Councilmember Kovach moved that the project be accepted and payment in the amount of \$140,000 to RJR Enterprises, Inc., be directed, which motion was duly seconded by Councilmember Butler;

- Items submitted for the record
1.

Memorandum dated September 2, 2009, from Jud Foster, Director of Parks and Recreation, to Honorable Mayor and City Councilmembers
2.

Purchase Order No. 168435 dated January 15, 2009, in the amount of \$140,000 to RJR Enterprises, Inc.

and the question being upon accepting the project and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and the project accepted; and payment in the amount of \$140,000 to RJR Enterprises, Inc., was directed.

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Item 14, being:

CONSIDERATION OF FINAL ACCEPTANCE AND FINAL PAYMENT OF CONTRACT NO. K-0809-120 BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND AZTEC BUILDING SYSTEMS, INC., FOR THE REAVES PARK SOFTBALL BUILDING REPLACEMENT PROJECT.

Councilmember Kovach moved that the project be accepted and final payment in the amount of \$6,239 to Aztec Building Systems, Inc., be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

1. Memorandum dated September 2, 2009, from Jud Foster, Director of Parks and Recreation, to Honorable Mayor and City Councilmembers
2. Purchase Order No. 169783 dated February 26, 2009, in the amount of \$124,780 subtracting partial payments totaling \$118,541 leaving a balance of \$6,239

and the question being upon accepting the project and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Thompson, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the project accepted; and final payment in the amount of \$6,239 to Aztec Building Systems, Inc., was directed.

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Item 15, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-0910-6: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE UNIVERSITY OF OKLAHOMA/METRO TRANSIT/CART TO ADD A NEW CART BUS ROUTE ENTITLED “WEST NORMAN LINK” AND PROVIDING A LIST OF BUS STOP LOCATIONS FOR THAT ROUTE.

Councilmember Kovach moved that Amendment No. One to Contract No. K-0910-6 with OU/Metro Transit/CART be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

1. Memorandum dated September 3, 2009, from Linda R. Price, Revitalization Manager, to Honorable Mayor and Councilmembers
2. Amendment No. One to Contract No. K-0910-6 with list of bus stop locations

and the question being upon Amendment No. One to Contract No. K-0910-6 with OU/Metro Transit/CART and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-0910-6 with OU/Metro Transit/CART approved; and the execution thereof was authorized.

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Item 16, being:

CONSIDERATION OF THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$13,000 FROM THE OKLAHOMA STATE HISTORIC PRESERVATION OFFICE (SHPO) AS PART OF THE CERTIFIED LOCAL GOVERNMENTS (CLG) PROGRAM, APPROVAL OF CONTRACT NO. K-0910-67, AND BUDGET APPROPRIATION.

Councilmember Kovach moved that a grant in the amount of \$13,000 as a part of the CLG Program be accepted; Contract No. K-0910-67 with SHPO be approved; the execution of the contract be authorized; Special Grants Revenue Fund (022-0000-334.13-26) be increased by \$13,000; and \$13,000 be appropriated to Professional Services, Consultant/Others (022-4046-464.40-09), which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 9, 2009, from Susan Owen Atkinson, Historic Preservation Officer, to the Honorable Mayor Cindy Rosenthal and Councilmembers
- 2. Contract No. K-0910-67 with Attachment A, Provisions, and Attachment B, Purpose

and the question being upon accepting a grant the amount of \$13,000 as a part of the CLG Program and upon the subsequent approval, authorization, increase, and appropriation, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and a grant the amount of \$13,000 as a part of the CLG Program accepted; Contract No. K-0910-67 with SHPO was approved; the execution of the contract was authorized; Special Grants Revenue Fund (022-0000-334.13-26) was increased by \$13,000; and \$13,000 was appropriated to Professional Services, Consultant/Others (022-4046-464.40-09).

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Item 17, being:

CONTRACT NO. K-0910-70: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR STATE-AID PROJECT NO. STP-114B(143)AG, STATE JOB NO. 22160(04) FOR THE WIDENING OF ROCK CREEK ROAD BETWEEN PORTER AVENUE TO 1,300 FEET EAST OF 12TH AVENUE N.E. AND ADOPTION OF RESOLUTION NO. R-0910-51.

Councilmember Kovach moved that Contract No. K-0910-70 with the Oklahoma Department of Transportation be approved, Resolution No. R-0910-51 be adopted, the execution of the contract and resolution be authorized, and payment in the amount of \$1,069,620 to the Oklahoma Department of Transportation for the City’s share be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated August 25, 2009, from John Clink, Capital Projects Engineer, to Honorable Mayor and Councilmembers
- 2. Contract No. K-0910-70
- 3. Resolution No. R-0910-51
- 4. Location map
- 5. Purchase Requisition No. 0000161377 dated August 27, 2009, in the amount of \$1,069,620 to the Oklahoma Department of Transportation

and the question being upon approving Contract No. K-0910-70 with the Oklahoma Department of Transportation and upon the subsequent adoption, authorization, and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Contract No. K-0910-70 with the Oklahoma Department of Transportation approved; Resolution No. R-0910-51 was adopted, the execution of the contract and resolution was authorized, and payment in the amount of \$1,069,620 was directed to the Oklahoma Department of Transportation for the City’s share.

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Item 18, being:

CONTRACT NO. K-0910-72: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, THE NORMAN ARTS COUNCIL, AND NAVARRETE STUDIO, L.L.C., IN THE AMOUNT OF \$60,000 FOR THE PURCHASE OF A SCULPTURE TO BE PLACED IN THE EAST MAIN STREET ROUNDABOUT AND BUDGET APPROPRIATION.

Councilmember Kovach moved that Contract No. K-0910-72 with the Norman Arts Council and Navarrete Studio, L.L.C., in the amount of \$60,000 be approved, the execution thereof be authorized, and \$25,000 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. PR0118, East Main Roundabout Art Base, Construction (050-9177-431.61-01), which motion was duly seconded by Councilmember Butler;

Items submitted for the record

1. Memorandum dated September 1, 2009, from Jud Foster, Director of Parks and Recreation, to Honorable Mayor and City Councilmembers
2. Contract No. K-0910-72
3. Description and photograph of artwork
4. City Council Conference minutes of July 28, 2009

Participants in discussion

1. Mr. Shawn O’Leary, Director of Public Works

and the question being upon approving Contract No. K-0910-72 with the Norman Arts Council and Navarrete Studio, L.L.C., in the amount of \$60,000 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-0910-72 with the Norman Arts Council and Navarrete Studio, L.L.C., in the amount of \$60,000 approved; the execution thereof was authorized and \$25,000 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. PR0118, East Main Roundabout Art Base, Construction (050-9177-431.61-01).

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Item 19, being:

CONSIDERATION OF A REQUEST FOR FUNDING FROM PERFORMING ARTS STUDIO AND APPROVAL OF CONTRACT NO. K-0910-73 IN THE AMOUNT OF \$3,000.

Councilmember Kovach moved that Contract No K-0910-73 with Performing Arts Studio in the amount of \$3,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

1. Memorandum dated September 8, 2009, from Kathryn L. Walker, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Contract No. K-0910-73 with Exhibit A, funding request from Performing Arts Studio dated August 27, 2009, from Debra Levy Martinelli, Executive Director, Performing Arts Studio, to Mr. Anthony Francisco, Finance Director; Contract No. K-0304-98; Addendum No. One to Contract No. K-0304-98; and Addendum No. Two to Contract No. K-0304-98
3. Pertinent excerpts from Finance Committee minutes of March 12, 2009
4. Purchase Requisition No. 0000162044 dated September 10, 2009, in the amount of \$3,000 to Performing Arts Studio

and the question being upon approving Contract No. K-0910-73 with Performing Arts Studio in the amount of \$3,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-0910-73 with Performing Arts Studio in the amount of \$3,000 approved; and the execution thereof was authorized.

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Item 20, being:

CONSIDERATION OF THE FOLLOWING CONTRACTS:

CONTRACT NO. K-0910-74: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MCCI, L.L.C., IN THE AMOUNT OF \$48,044 FOR THE PURCHASE AND INSTALLATION OF AN AUTOMATED AGENDA MANAGEMENT PROGRAM FOR CITY COUNCIL AND PLANNING COMMISSION MEETINGS.

CONTRACT NO. K-0910-75: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND MCCI, L.L.C., IN THE ANNUAL AMOUNT OF \$11,402 TO PROVIDE MAINTENANCE AND SUPPORT MANAGEMENT SERVICES FOR THE AUTOMATED AGENDA PROGRAM.

CONTRACT NO. K-0910-76: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GRANICUS, INC., IN THE AMOUNT OF \$49,568.01 FOR THE PURCHASE AND INSTALLATION OF EQUIPMENT RELATED TO WEBCASTING/VIDEO STREAMING CAPABILITIES FOR CITY COUNCIL AND PLANNING COMMISSION MEETINGS.

CONTRACT NO. K-0910-77: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND GRANICUS, INC., IN THE AMOUNT OF \$1,676.34 PER MONTH TO PROVIDE HOSTING AND MANAGEMENT SERVICES IN CONNECTION WITH WEBCASTING/VIDEO STREAMING OF CITY COUNCIL AND PLANNING COMMISSION MEETINGS.

Councilmember Kovach moved that Contract No. K-0910-74 with MCCI, L.L.C., in the amount of \$48,044 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 10, 2009, from Brenda Hall, City Clerk, to the Honorable Mayor and City Council
- 2. Contract No. K-0910-745

Participants in discussion

- 1. Ms. Brenda Hall, City Clerk
- 2. Mr. Harold Haralson, Sr., 706 South Berry Road, asked questions

and the question being upon approving Contract No. K-0910-74 with MCCI, L.L.C., in the amount of \$48,044 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-0910-74 with MCCI, L.L.C., in the amount of \$48,044 approved; and the execution thereof was authorized.

Thereupon, Councilmember Kovach moved that Contract No K-0910-75 with MCCI, L.L.C., in the annual amount of \$11,402 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 10, 2009, from Brenda Hall, City Clerk, to the Honorable Mayor and City Council
- 2. Contract No. K-0910-75

Participants in discussion

- 1. Ms. Brenda Hall, City Clerk
- 2. Mr. Harold Haralson, Sr., 706 South Berry Road, asked questions

and the question being upon approving Contract No. K-0910-75 with MCCI, L.L.C., in the annual amount of \$11,402 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-0910-75 with MCCI, L.L.C., in the annual amount of \$11,402 approved; and the execution thereof was authorized.

Item 20, continued:

Thereupon, Councilmember Kovach moved that Contract No. K-0910-76 with Granicus, Inc., in the amount of \$49,568.01 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 10, 2009, from Brenda Hall, City Clerk, to the Honorable Mayor and City Council
- 2. Contract No. K-0910-76 with Exhibit A, Proposal; Exhibit B, Support Information; Exhibit C, Hardware Exhibit; Exhibit D, Trademark Information; Exhibit E, Termination or Expiration Options Regarding Content; and Exhibit F, Insurance Requirements

Participants in discussion

- 1. Ms. Brenda Hall, City Clerk
- 2. Mr. Harold Haralson, Sr., 706 South Berry Road, asked questions

and the question being upon approving Contract No. K-0910-76 with Granicus, Inc., in the amount of \$49,568.01 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Cubberley, Dillingham, Griffith,
Kovach, Quinn, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Contract No. K-0910-76 with Granicus, Inc., in the amount of \$49,568.01 approved; and the execution thereof was authorized.

Thereupon, Councilmember Kovach moved that Contract No. K-0910-77 with Granicus, Inc., in the amount of \$1,676.34 per month be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 10, 2009, from Brenda Hall, City Clerk, to the Honorable Mayor and City Council
- 2. Contract No. K-0910-77 with Exhibit A, Proposal; Exhibit B, Support Information; Exhibit C, Hardware Exhibit; Exhibit D, Trademark Information; Exhibit E, Termination or Expiration Options Regarding Content; and Exhibit F, Insurance Requirements

Participants in discussion

- 1. Ms. Brenda Hall, City Clerk
- 2. Mr. Harold Haralson, Sr., 706 South Berry Road, asked questions

and the question being upon approving Contract No. K-0910-77 with Granicus, Inc., in the amount of \$1,676.34 per month and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Cubberley, Dillingham, Griffith,
Kovach, Quinn, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Contract No. K-0910-77 with Granicus, Inc., in the amount of \$1,676.34 per month approved; and the execution thereof was authorized.

* * * * *

Item 21, being:

CONSIDERATION OF THE FOLLOWING RESOLUTIONS:

RESOLUTION NO. R-0910-52: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROVING THE TERMS AND CONDITIONS OF THE SECOND AMENDMENT TO A CONTRACT BY AND AMONG THE CENTRAL OKLAHOMA MASTER CONSERVANCY DISTRICT, THE CITY OF NORMAN, OKLAHOMA, AND THE NORMAN UTILITIES AUTHORITY; AUTHORIZING AND DIRECTING THE EXECUTION OF THE SECOND AMENDMENT TO THE CONTRACT; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

RESOLUTION NO. R-0910-53: A RESOLUTION OF THE NORMAN UTILITIES AUTHORITY APPROVING THE TERMS AND CONDITIONS OF THE SECOND AMENDMENT TO A CONTRACT BY AND AMONG THE CENTRAL OKLAHOMA MASTER CONSERVANCY DISTRICT, THE CITY OF NORMAN, OKLAHOMA, AND THE NORMAN UTILITIES AUTHORITY; AUTHORIZING AND DIRECTING THE EXECUTION OF THE SECOND AMENDMENT TO THE CONTRACT; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

Councilmember Kovach moved that Resolution No. R-0910-52 be adopted, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 6, 2009, from Anthony Francisco, Finance Director/NUA Treasurer, to Honorable Trustees of the Norman Utilities Authority
- 2. Resolution No. R-0910-52 with Attachment “A”, Second Amendment to Contract by and among the Central Oklahoma Master Conservancy District, the City of Norman, Oklahoma, and the Norman Utilities Authority for a City of Norman Water Supply, with Exhibit A, Repayment Requirements

and the question being upon adopting Resolution No. R-0910-52, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Resolution No. R-0910-52 was adopted.

Thereupon, acting as the Norman Utilities Authority, Trustee Kovach moved that Resolution No. R-0910-53 be adopted, which motion was duly seconded by Trustee Butler;

Items submitted for the record

- 1. Memorandum dated September 6, 2009, from Anthony Francisco, Finance Director/NUA Treasurer, to Honorable Trustees of the Norman Utilities Authority
- 2. Resolution No. R-0910-53 with Attachment “A”, Second Amendment to Contract by and among the Central Oklahoma Master Conservancy District, the City of Norman, Oklahoma, and the Norman Utilities Authority for a City of Norman Water Supply

and the question being upon adopting Resolution No. R-0910-53, a vote was taken with the following result:

YEAS:	Trustees Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Chairman Rosenthal
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NAYES:	None
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The Chairman declared the motion carried and Resolution No. R-0910-53 was adopted.

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Item 22, being:

RESOLUTION NO. R-0910-55: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$70,000 FROM THE SEIZURES AND RESTITUTIONS FUND BALANCE TO PROVIDE LEADERSHIP IN POLICE ORGANIZATIONS (LPO) TRAINING FOR POLICE OFFICERS, FUND DATA-PHONE SERVICE COSTS, AND PROVIDE COMPUTER HARDWARE, SOFTWARE LICENSES, AND EQUIPMENT TO INCREASE SURVEILLANCE CAPABILITIES AND SAFETY FOR THE NARCOTICS DIVISION OF THE POLICE DEPARTMENT.

Councilmember Kovach moved that Resolution No. R-0910-55 be adopted, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memoranda dated September 8, 2009, from Phil Cotten, Chief of Police, by Captain J.D. Younger, to Honorable Mayor and City Council
- 2. Resolution No. R-0910-55

and the question being upon adopting Resolution No. R-0910-55, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-0910-55 was adopted.

* * * * *

Item 23, being:

PROCLAMATION NO. P-0910-5: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SEPTEMBER 15 THROUGH OCTOBER 15, 2009, AS HISPANIC HERITAGE MONTH IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-0910-5 proclaiming September 15 through October 15, 2009, as Hispanic Heritage Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Proclamation No. P-0910-5

Participants in discussion

- 1. Mr. Robert Ruiz, member of the Human Rights Commission, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of P-0910-5 proclaiming September 15 through October 15, 2009, as Hispanic Heritage Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation No P-0910-5 proclaiming September 15 through October 15, 2009, as Hispanic Heritage Month in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 24, being:

PROCLAMATION NO. P-0910-6: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF SEPTEMBER 21 THROUGH 25, 2009, AS ACTIVE AGING WEEK IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-0910-6 proclaiming the week of September 21 through 25, 2009, as Active Aging Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Proclamation No. P-0910-5

Participants in discussion

- 1. Ms. Kathleen Wilson, Executive Director of Aging Services, Inc., accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of P-0910-6 proclaiming the week of September 21 through 25, 2009, as Active Aging Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Cubberley, Dillingham, Griffith,
Kovach, Quinn, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation No P-0910-6 proclaiming the week of September 21 through 25, 2009, as Active Aging Week in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 25, being:

PROCLAMATION NO. P-0910-7: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING SUNDAY, OCTOBER 4, 2009, AS CROP HUNGER WALK DAY IN THE CITY OF NORMAN.

Councilmember Kovach moved that receipt of Proclamation No. P-0910-7 proclaiming Sunday, October 4, 2009, as CROP Hunger Walk Day in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Proclamation No. P-0910-7

Participants in discussion

- 1. Mr. Ed Kearns accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of P-0910-7 proclaiming Sunday, October 4, 2009, as CROP Hunger Walk Day in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Cubberley, Dillingham, Griffith,
Kovach, Quinn, Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and receipt of Proclamation No P-0910-7 proclaiming Sunday, October 4, 2009, as CROP Hunger Walk Day in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 26, being:

ORDINANCE NO. O-0910-3: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN, OKLAHOMA, SO AS TO GRANT SPECIAL USE FOR A TYPE I BED AND BREAKFAST IN THE R-1, SINGLE FAMILY DWELLING DISTRICT, FOR A TRACT OF LAND LYING WITHIN LOT AA, BLOCK 1, WESTBROOK ADDITION TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (917 WEST BOYD STREET)

Ordinance No. O-0910-3 having been Introduced and adopted upon First Reading by title in City Council's meeting of September 8, 2009, Councilmember Cubberley moved that Ordinance No. O-0910-3 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated August 24, 2009, from Doug Koscinski, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers
- 2. Ordinance No. O-0910-3 with Exhibit A, Site Plan
- 3. Location map
- 4. Staff Report dated August 13, 2009, recommending approval
- 5. Pertinent excerpts from Planning Commission minutes of August 13, 2009

Participants in discussion

- 1. Mr. Dayle Bishop, 917 West Boyd Street, applicant
- 2. Mr. Jack Dawson, 315 North Crawford Avenue, made comments

and the question being upon adopting Ordinance No. O-0910-3 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-0910-3 was adopted upon Second Reading section by section.

Thereupon, Councilmember Dillingham moved that Ordinance No. O-0910-3 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Cubberley; and the question being upon adopting Ordinance No. O-0910-3 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Ordinance No. O-0910-3 was adopted upon Final Reading as a whole.

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Item 27, being:

ORDINANCE NO. O-0910-7: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING ARTICLE XVI, SECTION 4-1601 OF CHAPTER 4; ARTICLE I, SECTIONS 5-101 AND 5-101.1 AND ARTICLE II, SECTIONS 5-201, 5-202, 5-203, 5-207, 5-208, 5-209, 5-210, 5-211, AND 5-212; OF CHAPTER 5; ARTICLE VI, SECTION 10-602 OF CHAPTER 10; AND ARTICLE XIV, SECTION 13-1402 OF CHAPTER 13 OF THE CODE OF THE CITY OF NORMAN SO AS TO ADOPT AND AMEND THE 2006 INTERNATIONAL BUILDING CODE, THE 2006 INTERNATIONAL MECHANICAL CODE, THE 2006 INTERNATIONAL PLUMBING CODE, THE 2006 INTERNATIONAL FUEL GAS CODE, THE 2006 INTERNATIONAL ENERGY CONSERVATION CODE, THE 2006 INTERNATIONAL RESIDENTIAL CODE FOR ONE AND TWO FAMILY DWELLINGS AND THE 2008 NATIONAL ELECTRICAL CODE; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-0910-7 having been Introduced and adopted upon First Reading by title in City Council's meeting of September 8, 2009, Councilmember Kovach moved that Ordinance No. O-0910-7 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Quinn;

Items submitted for the record

- 1. Memorandum dated September 1, 2009, from Patrick Copeland, Manager, Development Services Division, to Honorable Mayor and Councilmembers with 2006 International Residential Code for One and Two Family Dwellings, Appendix G, Swimming Pools, Spas and Hot Tubs
- 2. Memorandum dated August 5, 2009, from Leah Bunney, Assistant City Attorney, to Mayor and City Councilmembers and Steve Lewis, City Manager
- 3. Ordinance No. O-0910-7
- 4. Legislatively notated copy of Ordinance No. O-0910-7

Participants in discussion

- 1. Mr. Patrick Copeland, Development Services Manager
- 2. Mr. Sean Rieger, 136 Thompson Drive, representing Norman Builders Association, proponent

and the question being upon adopting Ordinance No. O-0910-7 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Ordinance No. O-0910-7 was adopted upon Second Reading section by section.

Thereupon, Councilmember Kovach moved that Ordinance No. O-0910-7 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Atkins; and the question being upon adopting Ordinance No. O-0910-7 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Ordinance No. O-0910-7 was adopted upon Final Reading as a whole.

* * * * *

Councilmember Cubberley stated he wanted to disclose a potential indirect conflict. He said his law practice is located on Crawford Avenue, which is part of the Porter Corridor Study area; however, he did not own the building personally, nor did the practice. He stated he was not aware of any current or future plans to change, remodel, or renovate the building or its exterior. For that reason, he did not believe he had a pecuniary interest or other direct conflict because he did not stand to receive any direct benefit or detriment from the decisions made tonight. In addition, he did not believe he had a potential conflict because he did not stand to receive any indirect benefit or detriment because he was not the property owner and the practice did not own the property nor were there any plans to alter the building that would be impacted by him taking a stand. He said he believed it was important to avoid any appearance of impropriety and disclose this in accordance with Council's policy.

Item 28, being:

RESOLUTION NO. R-0910-54: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ACCEPTING THE PORTER CORRIDOR PLAN.

Councilmember Dillingham moved that the title be amended to strike the word "adopting" and add the word "accepting", which motion was seconded by Councilmember Kovach; and the question being upon amending the title to strike the word "adopting" and add the word "accepting," a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and the title was amended to strike the word "adopting" and add the word "accepting."

Thereupon, Councilmember Dillingham moved that Resolution No. R-0910-54, as amended, be adopted, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

1. Memorandum dated September 11, 2009, from Susan F. Connors, Director, Planning and Community Development, to the Honorable Mayor Rosenthal and Councilmembers
2. Resolution No. R-0910-54 with the Porter Avenue Corridor Study dated September, 2009, prepared by Ochsner Hare and Hare
3. City Council Study Session minutes of September 1, 2009
4. Pertinent excerpts from Planning Commission minutes of September 10, 2009
5. Summary of Changes to Porter Corridor Plan, September 1 draft compared to September 22 draft
6. Petition with 724 signatures submitted by Brenda Kimmel asking that concerns of residents and business owners to be addressed prior to adoption of Porter Corridor Plan
7. Comments received during Public Hearing of September 22, 2009

Participants in discussion

1. Ms. Susan Connors, Director of Planning and Community Development
2. Ms. Diane Binckley, Ochsner, Hare and Hare, consultant
3. Mr. Steve Lewis, City Manager
4. Mr. Bobby Stevens, 3903 108th Avenue S.E., asked questions
5. Mr. Shawn O'Leary, Director of Public Works
6. Mr. Mark Campbell, 2821 Dewey Avenue, asked questions
7. Mr. Sean Rieger, 136 Thompson Drive, representing the Chamber of Commerce, made comments
8. Mr. Roger Gallagher, 1522 East Boyd Street, made comments
9. Mr. Jim Gasaway, 4509 Hunters Hill Circle, Chair of Porter Corridor Stakeholders Committee, proponent
10. Ms. Brenda Kimmel, 307 East Daws Street, protestant
11. Mr. Dale Wares, 229 East Daws Street, made comments
12. Mr. Jim Adair, 101 East Gray Street, Stakeholders Committee member, proponent
13. Ms. Ashley Hardiman, 414 North Peters Avenue, proponent
14. Ms. Sherylann Densow, Post Office Box 5335, made comments
15. Mr. Ty Hardiman, 630 Miller Avenue, proponent
16. Mr. Jack Dawson, 315 North Crawford Avenue, made comments
17. Mr. Jim Stanley, 3922 Pine Tree Circle, asked questions
18. Mr. Troy Hardiman, 414 North Peters Avenue, proponent

Item 28, continued:

Participants in discussion, continued:

- 19. Mr. Bill Neff, 550 36th Avenue N.E., made comments
- 20. Ms. Sylvia Martin, Post Office Box 430, asked questions
- 21. Mr. Harold Haralson, Sr., 706 South Berry Road, made comments
- 22. Mr. Harold Heiple, 218 East Eufaula Street, made comments
- 23. Ms. Eleanor Weinel, 915 South Ponca Avenue, proponent
- 24. Mr. Don Holzberlein, Don’s Mobile Lock Shop, 323 East Daws Street, made comments
- 25. Mr. Phillip Starr, 434 North 21st Street, Duncan, Oklahoma, proponent

and the question being upon adopting Resolution No. R-0910-54, as amended, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Resolution No. R-0910-54, as amended, was adopted.

* * * * *

MISCELLANEOUS DISCUSSION

Video Streaming. Mr. Bobby Stevens, 3801 108th Avenue. S.E., said he is glad to hear the City will have the capability of video streaming the City Council meetings.

*

Traffic Calming. Mr. Steven Tyler Holman, 783 DeBarr Avenue, thanked Mr. Shawn O’Leary, Director of Public Works, for speed traffic counts on his street and said he was glad that residents’ concerns about speeding are being addressed.

*

Central Area Rapid Transit (CART). Ms. Anne Gallagher, 1522 East Boyd Street, expressed concern that bus stops meeting the American with Disabilities Act (ADA) regulations were abandoned and new stops that replaced the abandoned stops are not ADA compliant. She said CART abandoned the stops because of the installation of speed humps on that route; however, she feels the new stops should have been ADA compliant prior to being designated as a bus stop. She said it is important for the City and CART to keep the lines of communication open with citizens and there was no notification to citizens regarding these changes. Ms. Gallagher said ADA accountability is a big issue.

Councilmember Atkins agreed CART could have done a better job notifying citizens of changes in CART routes and said that ADA accessibility is a federal mandate. He said he hopes the stops not in compliance at this time will be remediated as soon as possible.

Mayor Rosenthal thanked Ms. Gallagher for bringing the CART problem to Council’s attention. She said CART route changes will now be announced through press releases.

*

Porter Corridor Study. Mr. Mark Campbell, 2821 Dewey Avenue, asked how the Porter Corridor Study could be a template for other communities. He said the whole concept of the study was due to inconsistent zoning and the City should learn from this and strive to avoid inconsistencies in other areas of Norman.

Councilmember Griffith thanked Council for accepting the Porter Corridor Plan and its vision. He said the Stakeholder Committee and Consultants did an amazing job. He said a lot of concerns expressed tonight seemed to be fear based and he was happy to see citizens come before Council excited about the possibilities of what Norman can do as a community. He said he read a book entitled, “The Magic of Thinking Big” and he believes the vision for the Porter Corridor is big and the possibilities are amazing. He said Norman, as a community, needs to work some “magic” to make this happen.

Miscellaneous Discussion, continued;

Council Dillingham said one of her favorite things about municipal government, particularly in Norman, is citizens getting engaged on issues. She said it is so rewarding to listen to so many people with so many ideas and know that, in the end, the community will come together for the betterment of Norman. She said everyone wants quality of life for their neighborhoods, their children, and their children’s children and we should hold onto that thought because there are a lot of difficult issues to be considered in the next two years. She urged citizens to continue to stay engaged.

Councilmember Kovach agreed with Councilmember Dillingham and said citizen activism is what makes him proud of Norman. He said people will stand up for an issue, come to City Hall, and circulate petitions, which is not found in other communities. He said City Council is the most basic form of government and encouraged citizens to stay involved.

Councilmember Atkins said if comments tonight seemed to be fear based, he believes it is due to lack of or ineffective communication on what was being voted on by Council and what was contained in the plan.

Mayor Rosenthal said an expression used by former President, Lyndon Baines Johnson, when he had secured a decision, was “Don’t leave dead cats on the porch.” She said that statement speaks to the matter that Council must continue to work on issues even when there are disagreements between groups.

*

Historic District. Councilmember Quinn said he attended a meeting presented by Susan Atkinson, Planner I, regarding Norman’s Historic Districts and she did a great job. He said he appreciates the Staff, their knowledge, and their willingness to educate citizens.

*

Shop Norman. Councilmember Quinn urged citizens to “Shop Norman.”

*

Free Speech. Councilmember Kovach said that on September 18, 2009, a group in Norman was expressing their First Amendment rights for free speech and although it was hate speech, the great citizens of Norman were there to greet them with much greater numbers to demonstrate Norman is a community that welcomes free speech, but not hate speech.

*

Emergency Street Closure. Mr. Steve Lewis, City Manager, announced a water main break at Berry Road and Regent Street, just south of Robinson Street. He said this is a major 14-inch main owned by the University of Oklahoma and will require the closure of that portion of the street through the end of the week for emergency repairs.

* * * * *

ADJOURNMENT

There being no further business, Councilmember Quinn moved that the meeting be adjourned, which motion was duly seconded by Councilmember Dillingham; and the question being upon adjournment of the meeting, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Griffith, Kovach, Quinn, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 11:05 p.m.

ATTEST:

City Clerk

Mayor